

1 COOLEY LLP  
2 MICHAEL A. ATTANASIO (151529)  
(mattanasio@cooley.com)  
3 BENEDICT Y. HUR (224018)  
(bhur@cooley.com)  
4 SIMONA AGNOLUCCI (246943)  
(sagnolucci@cooley.com)  
5 EDUARDO E. SANTACANA (281668)  
(esantacana@cooley.com)  
6 ARGEMIRA FLÓREZ (331153)  
(aflorez@cooley.com)  
7 NAIARA TOKER (346145)  
(ntoker@cooley.com)  
8 HARRIS MATEEN (335593)  
(hmateen@cooley.com)  
9 THILINI CHANDRASEKERA (333672)  
(tchandrasekera@cooley.com)  
10 ISABELLA MCKINLEY CORBO (346226)  
(icorbo@cooley.com)  
11 CHELSEA HU (357212)  
(chu@cooley.com)  
12 3 Embarcadero Center, 20th Floor  
San Francisco, CA 94111-4004  
13 Telephone: (415) 693-2000  
Facsimile: (415) 693-2222

14 Attorneys for Defendant  
GOOGLE LLC

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

## SAN FRANCISCO DIVISION

20 ANIBAL RODRIGUEZ, et al. individually and  
on behalf of all others similarly situated,

Case No. 3:20-CV-04688-RS

**DECLARATION OF EDUARDO E.  
SANTACANA IN SUPPORT OF GOOGLE  
LLC'S MOTION IN LIMINE RE  
PLAINTIFFS' IMPROPER DEMONSTRATIVES  
AND ARGUMENT ON ACTUAL DAMAGES**

Plaintiffs,

V.

25 | GOOGLE LLC.

**Defendant.**

I, Eduardo E. Santacana, declare as follows:

1. I am a partner at Cooley LLP, counsel for Defendant Google LLC (“Google”) in this action. I submit this declaration in support of Defendant Google LLC’s Motion *in Limine* Regarding Plaintiffs’ Improper Demonstratives and Argument on Actual Damages.

2. I took the deposition of Plaintiffs' damages expert, Michael Lasinski, on June 29, 2023. At the deposition, I asked Mr. Lasinski whether it would have been more appropriate to multiply his actual damages calculation by a number of months, given the monthly payment structure of the Ipsos Screenwise Panel on which Mr. Lasinski based his actual damages model. Mr. Lasinski testified that his model of multiplying the number of class member devices by a single \$3 payment was more appropriate. In addition, Mr. Lasinski testified that he was not aware of a potential for class members' actual damages to be "a lot higher" than he had calculated based on his damages model. Attached hereto as **Exhibit A** is a true and correct copy of excerpts from Mr. Lasinski's deposition transcript reflecting the exchanges described above.

3. On July 24, 2025, the parties exchange draft demonstratives. Plaintiffs included draft demonstratives for their damages expert, Michael Lasinski, which were watermarked as drafts. On August 1, 2025, Plaintiffs provided a copy of these demonstratives without the watermark. Attached hereto as **Exhibit B** is a true and correct copy of excerpts of the non-watermarked version of the demonstratives provided by Plaintiffs.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Executed in San Francisco, California on August 8, 2025

/s/ Eduardo E. Santacana  
Eduardo E. Santacana